

16-5816



U.S. Department  
of Transportation

**National Highway  
Traffic Safety  
Administration**

DEPT. OF TRANSPORTATION  
DOCKETS

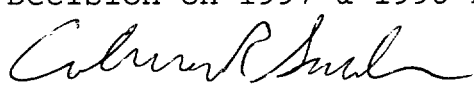
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# Memorandum

NHTSA-02-12140-1

Subject: Petition for Import Eligibility  
Decision on 1997 & 1998 Ferrari 456 GT & GTA

Date: APR 25 2002

From:   
Coleman Sachs  
Attorney

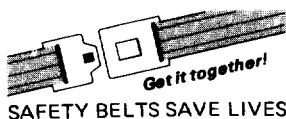
Reply to  
Attn. of:

To: Docket Management

Please place the attached petition for a decision that  
nonconforming 1997 and 1998 Ferrari 456 GT and GTA passenger  
cars are eligible for importation in Docket No. NHTSA-2002-  
12140.

Attachment

#



# **G&K AUTOMOTIVE CONVERSION, INC.**

3231 S. STANDARD AVE. SANTA ANNA, CA 92705-5641  
(714) 545-9503 FAX(714) 545-7667

February 14, 2002

## **PETITION FOR IMPORT ELIGIBILITY DETERMINATION**

### **IAW 49 CFR 593.5 (a) (1)**

**Administrator**  
**National Highway Traffic Safety Administration**  
**400 7<sup>th</sup> Street SW.**  
**Washington, DC 20590**

**ATTN: NEF-32 Import Eligibility**

**Petitioner: G&K Automotive Conversion, Inc.**  
**3231 S. Standard Ave.**  
**Santa Ana, CA 92705-5641**

**Registered Importer Number: R90-007**

Dear Sir or madam:

The following is the basis for this petition:

### **PART 593.6 (a) (1):**

The vehicles for which a determination is sought are 1997 and 1998 model year Ferrari 456 series automobiles (GT and GTA). We will refer to these as “**our vehicles**”. These vehicles were manufactured by Ferrari. The VIN number of our vehicle which was carefully inspected for comparison is ZFFWP50B000112894.

All vehicles will have a recall campaign search performed. Vehicles which have outstanding recalls that have not been corrected, will have the required recall repairs completed at the time of conversion and documented in the Compliance Package.

**PART 593.6 (a) (2):**

The vehicles which we believe to be substantially similar to those for which a determination is sought are 1997 and 1998 U.S. Certified Ferrari 456 series automobiles (GT and GTA). We will refer to these as the “**U.S. Companion Models**”. These vehicles were manufactured by Ferrari.

**PART 593.6 (a) (3):**

The vehicles which we believe to be substantially similar to our vehicles, the U.S. Companion Models, were manufactured by Ferrari for importation into and sale in the United States and had a label affixed by Ferrari certifying that the U.S. Companion Models complied with all applicable FMVSS. However, Our Vehicles were not certified by Ferrari as complying with applicable FMVSS, and were not included on the DOT vehicle eligibility list as updated and modified through the date of this Petition.

**PART 593.6 (a) (4):**

Since U.S. Certified Companion Models exists, we seek your determination that Our Vehicles are substantially similar to the U.S. Companion Models, and therefore, eligible for importation and further modification to comply with all applicable FMVSS.

**PART 593.6 (a) (5):**

The following outline presents data, views, and arguments to show that Our Vehicles were either originally manufactured to comply with applicable FMVSS, same as the U.S. Companion Models, or are capable of being readily modified to comply with applicable FMVSS. All statements concerning compliance of Our Vehicles with applicable FMVSS, or modifications required to enable Our Vehicles to comply with applicable FMVSS, are the result of a detailed inspection and investigation of available literature comparing Our Vehicles with the U.S. Companion Models. All modifications use readily available standard parts, and do not require changes to the basic structure of the vehicles.

**FMVSS 101**

Except as shown below, all controls and displays meet the requirements of FMVSS 101 in the same manner as the U.S. Companion Models.

1. The word “BRAKE” must be added to the instrument cluster in place of the ECE warning symbol.

2. The speedometer does not read in MPH, and therefore, must be replaced. This is accomplished by replacing the instrument cluster, which also results in the seat belt warning symbol and other warning emblems reading appropriately in English.

1. Common Instrument Cluster: 163833

**FMVSS 102:**

The markings, starter interlock, shift pattern, brake effect and other components necessary to meet the requirements of this FMVSS are identical to those found in the U.S. Companion Models.

**FMVSS 103:**

The windshield defrosting and defogging system is identical to that found in the U.S. Companion Models.

**FMVSS 104:**

The windshield wiping and washing systems are identical to those found in the U.S. Companion Models.

**FMVSS 105:**

The hydraulic brake system and the parking brake systems are identical to those found in the U.S. Companion Models.

1. Common Brake Master Cylinder Part#: 152075

**FMVSS 106:**

The brake hoses are identical to those found in the U.S. Companion Models.

1. Common Front Brake Hose Part #: 137313
2. Common Rear Brake Hose Part#: 116373

**FMVSS 108:**

Except as outlined below, all lamps, reflective devices and associated equipment are identical to those found in the U.S. Companion Models. The following modifications must be made to meet the requirements of FMVSS 108.

1. U.S. certified headlamp assemblies must be installed.  
Common Right Headlamp Assembly Part #: 133083

Common Left Headlamp Assembly Part #: 133082

2. U.S. certified front and rear side marker assemblies must be installed.

Common Rear Side marker Assembly Part#: 140594

Common Front Side marker Assembly Part#: 147563

3. U.S. certified high mounted (3<sup>rd</sup>) brake light must be installed.  
Common High Mounted (3<sup>rd</sup>) Brake Light Part#: 159574

#### **FMVSS 109:**

Our models come equipped with tires, which meet the requirements of this FMVSS and bear the "DOT" symbol and required markings, identical to that found on the U.S. Companion Models.

#### **FMVSS 110:**

A tire information placard must be affixed to Our Models in order to comply fully with the requirements of FMVSS 110.

#### **FMVSS 111:**

The Drivers side and inside rear view mirrors meet the requirements of this FMVSS, identical to those found in the U.S. Companion Models. However, The Passenger side rearview mirror does not comply with this FMVSS and must either be permanently etched with the statement "Objects In Mirror Are Closer Than They Appear", or replaced with the U.S. certified rear view mirror.

Common Rear View Mirror Part#: 64078400

#### **FMVSS 113:**

The Hood latch System is identical to that found in the U.S. Companion Models and complies with all requirements of FMVSS 113.

#### **FMVSS 114:**

Our vehicles must have a micro switch installed in the ignition switch, and a warning buzzer with associated wiring installed in order to fully comply with the requirements of FMVSS 114.

**FMVSS 116:**

Our vehicles come equipped with DOT approved brake fluid, and the top for the Master Cylinder is marked with the required "DOT" brake fluid and "DOT" brake fluid information. The Master Cylinder is identical to that found in the U.S. Companion Models.

Common Master Cylinder Part#: 152075

**FMVSS 118:**

In order to fully meet the requirements of FMVSS 118, a relay must be added to the power window control circuit so that the window transport mechanism is inoperative when the ignition switch is in the off position.

**FMVSS 124:**

The accelerator control system has two sources of energy, identical to that found in the U.S. Companion Models, and therefore, meets the requirements of FMVSS 124.

**FMVSS 201:**

As allowed by phase in guidelines, the U.S. Companion Models are not certified by the original manufacture as conforming to upper interior head impact requirements. The interior components covered by FMVSS 201 are identical to those found in the U.S. Companion Models, and therefore, comply with all applicable requirements of FMVSS 201.

Common Dash assembly part#: 64511300

**FMVSS 202:**

Our Vehicles come equipped with head restraints that are identical to those found in the U.S. Companion Models, and therefore comply with the requirements of FMVSS 202.

**FMVSS 203:**

NA. When the requirements of FMVSS 208 are met. Conforms to S 5.1 of FMVSS 208 (impact from steering controls).

**FMVSS 204:**

The steering column, shaft, and parts applicable to FMVSS 204 are identical to those found in the U. S. Companion Models, and therefore, comply with the requirements of FMVSS 204.

**FMVSS 205:**

The glass and glazing materials are identical to those found in the U.S. Companion Models, and therefore, comply with the requirements of FMVSS 205.

**FMVSS 206:**

The door locks and door retention components are identical to those found in the U.S. Companion Models, and therefore comply with the requirements of FMVSS 206.

**FMVSS 207:**

The seating system components are identical to those found in the U.S. Companion Models, and therefore comply with the requirements of FMVSS 207.

**FMVSS 208:**

The passive restraint systems found in Our Vehicles must be modified in order to fully comply with the requirements of FMVSS 208. The modifications include the installation of the following U.S. certified components as found in the U.S. companion Models.

1. Install U.S. certified Dual air bag control unit.  
Common Part#:169711
2. Install U.S. certified Drivers air bag.  
Common Part#:156693
3. Install U.S. certified Drivers knee bolster.  
Common Part#:64377800
4. Install U.S. certified passenger knee bolster.  
Common Part#:64377800
5. Install U.S. certified passenger air bag.  
Common Part#:64512200
6. Install U.S. certified air bag crash sensors.  
Common Part#:169711
7. Install seat belt warning buzzer.  
Part#:163833
8. Install drivers seat belt latch with micro switch.  
Part#:64399800

Our Vehicles come equipped with a passive restraint system which includes a seat belt warning lamp, driver and passenger air bags, driver and passenger knee bolsters, air bag crash sensors and air bag control unit. They also are equipped with combination lap and shoulder belts, which are type 2 as found in the U.S. Companion Models. These manual belt systems are automatic, self-tensioning and are released by means of a single red push button. Modifications to the passive restraint system in Our Vehicles necessary to fully comply with the requirements of FMVSS 208 have been outlined above.

**FMVSS 209:**

The seat belt assemblies are marked with labels identical to those found on the U.S. Companion Models, and therefore, comply with the requirements of FMVSS 209.

1. U.S. certified Drivers seat belt part#: 64399800
2. U.S. certified Passengers seat belt Part#: 64399700

**FMVSS 210:**

The seat belt anchorages and components are identical to those found in the U.S. Companion Models, and therefore comply with the requirements of FMVSS 210.

**FMVSS 212:**

The windshield mounting components, and engineering required to meet the requirements of FMVSS 212 are identical to those found in the U.S. Companion Models, and therefore, meet the requirements of FMVSS 212.

**FMVSS 214:**

In order to comply with the requirements of FMVSS 214, our vehicles must be modified as follows:

1. Reinforcing bars must be installed in the doors in order to comply with side impact requirements.

**FMVSS 216:**

Our Vehicles come equipped with a body/roof and support structure and components identical to those found in the U.S. Companion models, and therefore, meet the requirements of FMVSS 216.

**FMVSS 219:**



Our Vehicles come equipped with components applicable to FMVSS 219, which are identical to those found in the U.S., companion Models. Therefore, Our Vehicles meet the requirements of FMVSS 219 to limit the displacement into the windshield area of vehicle components during a crash.

**FMVSS 301:**

The fuel system components found on Our Vehicles, and covered by FMVSS 301, are identical to those found in the U.S. Companion Models, and therefore, meet the requirements of FMVSS 301. The rollover check valve is part of the original factory equipment and is identical to that found in the U.S. Companion models.

**FMVSS 302:**

The interior materials and components covered by FMVSS 302, are identical to those found in the U.S. Companion Models, and therefore, meet the requirements of FMVSS 302.

**49 CFR PART 541:**

Our vehicles have the identical anti-theft devices as found on the U.S. Companion Models, and therefore, meet the requirements of 49 CFR Part 541. All of Our Vehicles will be inspected prior to importation to ensure that the anti-theft devices are present and are identical to those found in the U.S. Companion Models. If necessary, modification prior to importation will be completed to ensure that the identical anti-theft device is present in Our Vehicles as is found in the U.S. Companion Models.

**49 CFR Part 565:**

A VIN plate, which must be readable from the driver's windshield pillar from outside, must be installed. The Vin plate must contain the original VIN and the wording "Substitute for U.S. VIN" and reference "49 CFR Part 565 ". In addition, a VIN reference/certification label must be affixed to the edge of the driver's side door or to the latch post nearest the driver.

**49 CFR Part 581:**

In order to comply with the requirements of CFR Part 581, the front and rear bumpers will be modified using steel or replaced with bumper assembly found on the US certified Companion Model.

1. Front Bumper assembly Part#: 64180210
2. Rear Bumper assembly Part #: 64181510  
64078310

**49 CFR Part 567:**

In order to comply with the requirements of Part 567, a certification label will be affixed to the drivers side door jam with the certification information required by part 567.

Recall statements and actions required to correct recall defects, will be reported with the compliance packet for each vehicle

No part of this petition is requested to be withdrawn from Public disclosure.

I state that the foregoing is true and correct.

February 14, 2002

**G&K Automotive Conversion, Inc.**

BY:   
GEORGE GEMAYEL, AUTHORIZED OFFICER